

In the Claims:

Kindly cancel claims 2-8 and 10-34.

Kindly amend the following claim:

a² 9. (once amended) A high oleic corn inbred line designated AEC272OL which bears
-ATCC accession number 97027.

Kindly add the following new claims:

35. (new) Seed of the corn inbred line designated AEC272OL which bears ATCC
accession number 97027.

36. Progeny plants and plant parts produced from any pedigree derived from the corn
line of claim 9 wherein said plants and plant parts have high oleic characteristics of high oleic
corn inbred line designated AEC272OL which bears ATCC accession number 97027. –

Remarks

This case is a continuation application under 37 C.F.R. §1.53 (b) of Application No. 09/303,917 filed May 3, 1999, which is a divisional application of Application No. 08/696,079 filed August 13, 1996 (allowed) and a continuation of PCT Application No. US95/02076 filed February 15, 1995, which is a continuation of Application No. 08/196,622 filed February 15, 1994, now abandoned.

Claim 1 has been retained for purposes of continuity and will be cancelled upon entry of this Preliminary Amendment. Claim 9 has been amended to address the concern raised in the Advisory Action dated November 20, 2001 (Paper No. 10) issued in connection with Application No. 09,303, 917. Support for this can be found in the specification on page 11 at lines 24-31 and Example in 2.

Claims 35 and 36 are new. Support for these claims can be found in the specification on page 11 at lines 24 – 31 and in the claims as originally filed. Thus, no new matter has been added.

The specification has been amended to add the Biological Deposit Information. A Declaration of Biological Culture Deposit and a copy of the deposit receipt accompany this preliminary amendment.

A marked-up version of the claims is attached as a separate page to this preliminary amendment and is entitled "Version With Markings To Show Changes Made." Also enclosed are an Information Disclosure Statement setting forth all references cited in connection with